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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

**PUBLIC INTEREST LITIGATION NO.115 OF 2007**

Pratap Shivajirao Jadhav & Ors. ... Petitioners

V/s.

State of Maharashtra & anr. ... Respondents

None for Petitioners
Mr.R.D. Rane, Government Pleader, for Respondent NO.1
Mr.N.V. Walawalkar for Respondent No.2

CORAM: **J.N. PATEL &**
**SMT.NISHITA MHATRE, JJ.**

DATED: **DECEMBER 12, 2007**

**P.C.:**

. None for the petitioners. This petition has been filed seeking a writ of mandamus directing Respondent No.2 to remove all obstructions to the natural water courses flowing through city of Sangli. It is the case of the petitioners that there is Krishna river and Sheri Nallah which are two major water courses flowing through the Sangli district alongwith other water bodies which according to the petitioners, are being obstructed, diverted and changed by carrying out unauthorised and illegal activities.

2. The respondents have filed their affidavit in reply and particularly, the affidavit in reply of the City Engineer filed by Respondent No.2 specifically denies the allegations made in the petition. It has

been specifically submitted that permission for layouts and buildings are granted keeping in view the natural water course of Krishna river and Sheri Nallah and that there are no violations as alleged in the petition.

3. There is no rejoinder filed to the affidavit in reply filed by the Executive Engineer of the Corporation as well as the Deputy Director of Town Planning in the matter. Therefore, we find that there is no merit in the petition and the same is dismissed.

(J.N. PATEL, J.)

(SMT.NISHITA MHATRE, J.)